

STATE OF VERMONT
HUMAN SERVICES BOARD

In re) Fair Hearing No. B-03/09-187
)
Appeal of)

INTRODUCTION

The petitioner appeals a decision by the Office of Vermont Health Access (OVHA) not to pay for prospective medical expenses to medical providers who decline to enroll in the Vermont Medicaid program. The facts are not in dispute.

DISCUSSION

The petitioner is disabled and receives both Medicare and Medicaid benefits. Petitioner has a rare medical condition and has been unable to find treatment in Vermont. Petitioner has found medical treatment in New Hampshire. She is seeking Medicaid payment for the portion of her treatment not covered by Medicare. The doctor and hospital will not enroll in the Vermont Medicaid program.

Enrolling in the Vermont Medicaid program is a simple process that ensures that medical providers are bound by Vermont Medicaid reimbursement rates. Unfortunately,

petitioner's prospective providers have refused to enroll in the Vermont Medicaid program.

The Medicaid regulations do not allow payments to medical providers who are not enrolled as a Medicaid provider by Vermont. M151. Petitioner's remedy is to find another source of treatment if she cannot prevail upon these providers to enroll.

ORDER

OVHA's decision is consistent with the Vermont Medicaid regulations and is affirmed.

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